

July 26, 2006

DECISION AND ORDER
OF THE DEPARTMENT OF ENERGY

Supplemental Order

Name of Petitioner: Crude Oil Supplemental Refund Distribution

Date of Filing: July 25, 2006

Case Number: RB272-10069

This decision grants supplemental crude oil refunds. The names of the recipients and the amount of the refunds are listed in the Appendix to this decision.

This supplemental refund decision concerns the crude oil overcharge refund proceeding. Pursuant to the long-standing policy of the Department of Energy (DOE), thousands of purchasers of petroleum products have applied for, and been granted, refunds from crude oil overcharge funds under the jurisdiction of the DOE's Office of Hearings and Appeals (OHA). See Modified Statement of Restitutionary Policy In Crude Oil Cases, 51 Fed. Reg. 27899 (August 4, 1986). The standards for considering Applications for Refund from these crude oil funds are set forth at 10 C.F.R. Part 205, Subpart V. The deadline for applications in the crude oil proceeding was June 30, 1995.

The OHA has approved more than 87,000 crude oil overcharge refund applications. A claimant is generally eligible for a refund equal to the number of gallons of eligible refined petroleum products it purchased during the period August 19, 1973 through January 27, 1981, multiplied by a per gallon refund amount. That per gallon refund amount, also referred to as the volumetric, is derived by dividing the total refund monies available by the total U.S. consumption of petroleum products during the crude oil price control period. Originally, the DOE calculated refunds at a \$0.0002 per gallon volumetric. In 1989, the DOE increased the volumetric to \$0.0008 per gallon, and applicants paid at the lower \$0.0002 per gallon rate were eligible for a \$0.0006 per gallon supplemental payment. See Crude Oil Supplemental Refund Distribution, 18 DOE ¶ 85,878 (1989). In 1995, the DOE increased the volumetric to \$0.0016 per gallon, and applicants paid at the lower \$0.0008 per gallon rate were eligible for a \$0.0008 per gallon supplemental payment.

On January 13, 2006, the DOE announced that applicants paid at the lower \$0.0016 per gallon rate are now eligible for an additional \$0.000695389 per gallon supplemental refund. 71 Fed. Reg. 2195 (January 13, 2006). Refunds are rounded to the nearest dollar.

In order to receive a supplemental refund check, applicants are required to verify that their name and address in our records are correct, to correct any information that is not accurate, and to verify whether the refund cannot be paid to the original applicant for any reason, e.g., due to death, divorce, bankruptcy or dissolution of a business.

This decision approves supplemental refunds for the applicants listed in the Appendix to this decision. For each applicant, the Appendix contains the name, case number, and the amount of the supplemental refund. The decision approves a supplemental refund for 111 applicants, totaling \$253,013.00.

It Is Therefore Ordered That:

(1) The Director of Special Accounts and Payroll, Office of Departmental Accounting and Financial Systems Development, Office of the Controller of the Department of Energy shall take appropriate action to disburse supplemental refunds to National Equity Devmt. Grp., Inc., on behalf of the Applicants listed in the Appendix to this Order, in the amount of \$253,013.00, via ACH payment, as set forth in a memorandum accompanying this Decision and Order.

(2) The funds shall be disbursed from the escrow fund denominated Crude Tracking-Claimants 4, Account No. 999DOE010Z, maintained at the Department of the Treasury.

(3) Applicants shall notify the Office of Hearings and Appeals in the event that there is a change of address, or if an address correction is necessary. Such notification shall be sent to:

Director of Management Information
Office of Hearings and Appeals
Department of Energy
1000 Independence Avenue, S.W.
Washington, D.C. 20585-0107

(4) Any conditions imposed that applied to an applicant's receipt of the initial crude oil refund shall also apply to that applicant's receipt of this supplemental refund.

(5) The determinations made in this Decision and Order are based upon the presumed validity of the statements and documentary material submitted by the applicants. This

Decision and Order may be revoked or modified at any time upon a determination that the basis underlying a refund application is incorrect.

(6) This is a final Order of the Department of Energy.

George B. Breznay
Director
Office of Hearings and Appeals

Date: July 26, 2006

Appendix - Supplemental Refund Case No. RB272-10069

Case No.	Firm	Volume	Refund
RF272-00096	COCA-COLA BOTTLING OF MERIDIAN	857,797	\$597.00
RF272-01950	AMERICAN REFRACT. & CRUC. CORP	4,884,641	\$3,397.00
RF272-05972	LAWRENCE CNTY. BRD. EDUCATION	1,452,780	\$1,010.00
RF272-06492	MCCAUGHAN FARM	974,958	\$678.00
RF272-07289	GABOR TRUCKING, INC.	9,017,034	\$6,270.00
RF272-08870	JOSEPH J. HOCK, INC.	7,927,953	\$5,513.00
RF272-09001	JOHNSON MEMORIAL HOSPITAL	2,005,021	\$1,394.00
RF272-09505	GRAND VIEW FARMS	1,044,559	\$726.00
RF272-10170	S.T.L. TRANSPORT INC.	1,209,277	\$841.00
RF272-11118	HAWKINS COUNTY HWY. DEPT.	3,401,867	\$2,366.00
RF272-12145	JOHANNA FARMS, INC.	5,151,260	\$3,582.00
RF272-13479	LUTHERAN HOSPITAL-LACROSSE	2,433,301	\$1,692.00
RF272-13599	WERNER BROTHERS	1,167,463	\$812.00
RF272-14139	BTL MANAGEMENT, INC.	3,593,761	\$2,499.00
RF272-15380	COCALICO SCHOOL DIST.	1,070,864	\$745.00
RF272-16183	RIDLEY SCHOOL DIST.	3,765,812	\$2,619.00
RF272-16276	DAMON PURSELL CONSTRUCTION CO.	1,660,632	\$1,155.00
RF272-16588	HARTZ MOUNTAIN CORP.	5,146,829	\$3,579.00
RF272-16731	SUSAN VALLEY RANCH	7,880,235	\$5,480.00
RF272-18455	CUMBERLAND VALLEY SCHOOL DIST.	2,099,250	\$1,460.00
RF272-19102	MACON COUNY BD. EDUCATION	850,857	\$592.00
RF272-19661	PUTNAM COUNTY BD. EDUCATION	1,286,230	\$894.00
RF272-20655	BUFORD PLANTATION	932,668	\$649.00
RF272-20959	PENDLETON COUNTY SCHOOLS	1,803,136	\$1,254.00
RF272-21537	DWIRE, INC.	1,983,986	\$1,380.00
RF272-22413	PRAIRIE STATES CATTLE CO.	1,148,488	\$799.00
RF272-27517	ST. JOSEPH HOSPITAL	6,695,500	\$4,656.00
RF272-28889	CLARK HUTTERIAN BRETHREN INC.	938,481	\$653.00
RF272-29821	JAMESTOWN MACADAM	8,833,867	\$6,143.00
RF272-30893	RICHARD GUMZ FARMS	2,262,567	\$1,573.00
RF272-31296	LANIER CONSTRUCTION CO., INC.	2,281,886	\$1,587.00
RF272-31539	R. LEON WILLIAMS LUMBER CO.	858,690	\$597.00
RF272-32638	KOHLER FARMS PARTNERSHIP	1,239,504	\$862.00
RF272-32848	ORTH INDUSTRIES	1,180,495	\$821.00
RF272-34524	YAKIMA COUNTY ER&R	2,774,852	\$1,930.00
RF272-35774	GEORGE J. IGEL & CO., INC.	3,764,860	\$2,618.00
RF272-37174	FARREN MEMORIAL HOSPITAL	2,095,958	\$1,458.00
RF272-41600	TOWN OF TOLLAND	1,559,807	\$1,085.00
RF272-44305	ORANGE-ULSTER BOCES	1,117,641	\$777.00
RF272-44507	UIHLEIN MERCY CENTER	954,424	\$664.00
RF272-48134	HUTCHISON, INC.	1,821,640	\$1,267.00
RF272-48177	NATIONAL TRANSPORTATION, INC.	9,371,205	\$6,517.00
RF272-50478	TOWN OF BUSTI	895,554	\$623.00
RF272-50544	FT. BRAGG UNIFIED SCHOOL DIST.	1,021,212	\$710.00
RF272-51268	INTERKAL, INC.	2,434,795	\$1,693.00
RF272-52653	NELSON, INC.	1,481,000	\$1,030.00
RF272-53865	WOBBURN CAB CO. INC.	978,986	\$681.00
RF272-53909	TERMINAL TRANSPORTATION, INC.	1,019,111	\$709.00
RF272-54705	CITY OF KALAMAZOO	6,275,108	\$4,364.00
RF272-54740	SOLOMON VALLEY FEEDLOT, INC.	1,055,824	\$734.00
RF272-55114	BRAD MAR, INC.	1,009,241	\$702.00
RF272-56041	FRANKLIN COUNTY PUBLIC SCHOOLS	2,815,660	\$1,958.00
RF272-58113	IDYLLWOOD TOWERS CONDOMINIUM	1,208,779	\$841.00
RF272-58633	METRO. WATER DIST. SOUTH. CA.	4,800,729	\$3,338.00
RF272-58718	MORRIS MILLER TRUCKING INC.	856,081	\$595.00

RF272-59078	TOWN OF EAST LYME, CT.	869,088	\$604.00
RF272-59465	ARKIN DISTRIBUTING CO.	1,070,375	\$744.00
RF272-60771	ISD 2142	2,169,990	\$1,509.00
RF272-60775	WILLIAMS EXCAVATING, INC.	1,005,902	\$699.00
RF272-60834	FOX FARMS, INC.	1,001,501	\$696.00
RF272-60933	NORCROSS COOP OIL ASSN.	5,743,724	\$3,994.00
RF272-61011	FARMERS UNION OIL CO.	3,222,552	\$2,241.00
RF272-61864	EAGLE DISTRIBUTING CO., INC.	1,017,292	\$707.00
RF272-62234	YENKIN MAJESTIC PAINT CORP.	10,176,902	\$7,077.00
RF272-63617	RED MALCUIT, INC.	1,480,817	\$1,030.00
RF272-65574	HOT OIL SERVICE, INC.	1,638,440	\$1,139.00
RF272-65827	GUILEY TRUCKING, INC.	7,482,512	\$5,203.00
RF272-66021	SIDNEY D. LLOYD TRUCKING	1,582,978	\$1,101.00
RF272-66403	PLYMOUTH ROCK TRANS. CORP.	3,631,203	\$2,525.00
RF272-67222	LAKE CHAMPION TRANS. CO.	2,165,894	\$1,506.00
RF272-67803	HALE COUNTY BD. OF EDUCATION	1,140,039	\$793.00
RF272-68398	AROOSTOOK MEDICAL CENTER	1,748,648	\$1,216.00
RF272-68992	SIMS CRANE SERVICE	5,341,466	\$3,714.00
RF272-69821	ST. MARK'S OF SOUTHBOROUGH	1,632,720	\$1,135.00
RF272-70357	R & H TRUCKING INC.	1,566,066	\$1,089.00
RF272-71411	BONGI CARTAGE, INC.	6,159,249	\$4,283.00
RF272-72574	METROPOLITAN DADE COUNTY	57,593,402	\$40,050.00
RF272-73074	CAINE TRANSFER, INC.	2,516,092	\$1,750.00
RF272-73166	DESOTO PARISH POLICE JURY	1,056,799	\$735.00
RF272-73290	CENTRAL CONN. CO-OP FARMERS	3,431,653	\$2,386.00
RF272-73772	RADOS COMPANIES	2,343,498	\$1,630.00
RF272-73842	RIVERSIDE ESTATES	2,853,611	\$1,984.00
RF272-73864	STATE LINE HOTEL, INC.	1,531,098	\$1,065.00
RF272-74024	FARMERS UNION OIL CO.	2,202,255	\$1,531.00
RF272-75257	LONE PINE TRUCKING CO.	1,215,000	\$845.00
RF272-76521	MOYE TRUCKING CO.	1,845,875	\$1,284.00
RF272-76696	ASSOCIATED SERVICES, INC.	1,505,669	\$1,047.00
RF272-77628	MILLER PIPELINE CORP.	1,583,151	\$1,101.00
RF272-83734	GREATER AMSTERDAM SCHOOL DIST.	1,178,618	\$820.00
RF272-84461	WEEHAWKEN SCHOOL DIST.	1,088,412	\$757.00
RF272-86272	TOWN OF WALPOLE	3,593,516	\$2,499.00
RF272-86409	BENJAMIN LOGAN BD. EDUCATION	1,045,308	\$727.00
RF272-88260	HOSPITAL DAMAS, INC.	2,142,720	\$1,490.00
RF272-88877	BLUE HILLS REG. TECH SCHOOL	2,348,458	\$1,633.00
RF272-90202	Verdigre Farm Service	6,765,422	\$4,705.00
RF272-90695	VERNOR MATERIAL & EQUIPMENT CO	1,233,115	\$857.00
RF272-93802	TORRINGTON BD. EDUCATION	1,395,864	\$971.00
RF272-93892	CRITZAS INDUSTRIES, INC.	1,732,764	\$1,205.00
RF272-94675	RED CAB, INC.	2,935,801	\$2,042.00
RF272-96120	WASSERMAN REALTIES	937,500	\$652.00
RF272-96137	CYCLONE DRILLING, INC.	2,481,802	\$1,726.00
RF272-96381	CENTRAL UNIFIED SCHOOL DIST.	1,087,624	\$756.00
RF272-97420	SUMPTER & BARKER DRILLING CO.	1,038,717	\$722.00
RG272-00934	WALPOLE, INC.	1,045,888	\$727.00
RK272-03062	PROCTER & GAMBLE PHARMACEUT.	10,387,253	\$7,223.00
RK272-03150	FLOODWOOD CO-OP ASSN.	4,450,000	\$3,094.00
RK272-03379	FREIGHT CONSOLIDATION SERVICES	1,605,247	\$1,116.00
RK272-03550	SBC Holdings, Inc	21,848,000	\$15,193.00
RK272-03903	FRANCISCAN HOSPITAL	1,100,698	\$765.00
RK272-04192	STEPHENS LAND LEVELING, LTD.	891,990	\$620.00
RK272-04570	MARSELLIS-WARNER CORP.	1,625,958	\$1,131.00
Totals	111 Applicants	363,840,252	\$253,013.00